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 CITY AND COUNTY OF SAN FRANCISCO, ANTHONY
 IRONS, MICHAEL QUAN, AND ALAN WONG

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

MITCHELL ENGINEERING, a California
 corporation,

Plaintiff,

v.

CITY AND COUNTY OF SAN
 FRANCISCO, [a political subdivision of
 the State of California], ANTHONY
 IRONS, in his individual and official
 capacity, MICHAEL QUAN, in his
 individual and official capacity, ALAN
 WONG, in his individual and official
 capacity,

Defendants.

No. CV 08-4022 SI

**[PROPOSED] ORDER DISMISSING ALL
 CLAIMS AGAINST DEFENDANTS
 MICHAEL QUAN AND ALAN WONG
 WITH PREJUDICE**

Action Filed: August 22, 2008
 Trial Date: August 30, 2010

1 In response to Plaintiff Mitchell Engineering's filing of a Notice of Voluntary Dismissal of
2 Defendants Michael Quan and Alan Wong without prejudice on May 14, 2010 and Defendants
3 Quan's and Wong's Motions for Summary Judgment filed that same day, which objected to their
4 dismissal without prejudice, and pursuant to Federal Rule of Civil Procedure 41(a)(2), the Court
5 hereby orders all claims against Defendants Michael Quan and Alan Wong dismissed with
6 prejudice. This dismissal with prejudice is subject to the following conditions: (1) the right to
7 pursue fees and costs for Defendants Quan's and Wong's defense and all potential claims against
8 Plaintiff Mitchell Engineering are preserved, and (2) ~~during trial, Plaintiff Mitchell Engineering is~~
9 ~~precluded from referring to purported constitutional violations by Defendants Quan and Wong~~
10 ~~and any evidence referring or relating to them.~~

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12 IT IS SO ORDERED

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14 DATED: August 26, 2010



15 THE HONORABLE SUSAN ILLSTON
16 JUDGE OF THE U.S. DISTRICT COURT
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